

Patent

ITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:)
JOU, Ming-Jiunn, et al.	Confirmation No.: 2872
DEC 0 5 2005 Serial No.: 10/767,402) Group Art Unit: 2815
Filed: January 29, 2004) Examiner: WOJCIECHOWICZ, Edward) Joseph
For: LIGHT EMITTING DEVICE HAVING A HIGH RESISTIVITY CUSHION LAYER)))

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

LAI-2212526v1

In accordance with 37 CFR §§ 1.97 and 1.98, the items identified in the Information Disclosure Statement ("IDS") are brought to the attention of the Office. The items are listed on the attached Form PTO/SB08A and copies are enclosed for the convenience of the Examiner. Applicant respectfully requests that a copy of the Form PTO/SB08A, as considered and initialed by the Examiner, be returned with the next communication.

The items identified in the IDS may or may not be "material" pursuant to CFR § 1.56. The submission thereof by Applicant is not be construed as an admission that any such patent, publication or other information referred to therein is material or considered to be material (37 CFR §1.97(h)), or even qualifies as "prior art" under 35 USC § 102 with respect to this invention unless specifically designated by Applicant as such.

In accordance with 37 CFR 1.97(g), the filing of the Information Disclosure Statement shall not be construed to mean that a search has been made or the no other material information, as defined in 37 CFR 1.56, exists.

CERTIFICATE OF MAILING

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as Express Mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA, 22313-1450.

. EV 686347547 US	
Express Mail Label No	24
December 5, 2005	901 anda 12.
Date of Deposit	Yolanda G. Ybuan

12/08/2005 MBIZUNES 00000046 502468

Docket No.: 659944-100001

Cited reference CE (JP8-32111) is a non-English reference. In order to comply with the concise statement requirement, a machine translation is enclosed. A copy of an English abstract for the JP8-32111 reference is also enclosed. Finally, enclosed is an English translation of a German PTO Office Action, dated April 21, 2005.

INFORMATION DISCLOSURE STATEMENT FILING PROVISION:

This IDS is believed to be timely in that it is being submitted under 37 CFR § 1.97(b), that is (1) within three months of the filing date of the application, which is not a continued prosecution application filed under § 1.53(d); or (2) within three months of entry of the national stage as set forth in 37 CFR § 1.491; or (3) before the mailing of a first Office Action on the merits; or (4) before the mailing of a first Office Action after filing a request for continued examination under § 1.114. Thus, no fee is required.				
However, if the undersigned is in error in this regard, Applicant respectfully requests that the Office consider this IDS as filed under 37 CFR § 1,97(c), if applicable, and charge the fee due under 37 CFR § 1.17(p) to the deposit account referenced below.				
However, if the undersigned is in error in this regard, Applicant respectfully requests that the Office consider this IDS as filed under 37 CFR § 1.97(c), if applicable, and a statement under 37 CFR § 1.97(e) is included below, thus no fee is required.				
This IDS is being submitted under 37 CFR § 1.97(c), that is after mailing of a first Office Action on the merits, but before a Final Action under 37 CFR § 1.113 or a Notice of Allowance under 37 CFR § 1.311.				
The fee due under 37 CFR § 1.17(p) is submitted herewith.				
A statement under 37 CFR § 1.97(e) is included below, thus no fee is required. In the event that this IDS is not received for a Final Action or a Notice of Allowance, then Applicant respectfully requests that the Office consider the filing of these papers to be submitted under 37 CFR § 1.97(d) and charge the fee due under 37 CFR § 1.17(p) to the deposit account below.				
This IDS is being submitted under 37 CFR § 1.97(d), that is after a Final Action under 37 CFR § 1.113 or a Notice of Allowance under 37 CFR § 1.311, but before payment of the issue fee. A statement under 37 CFR § 1.97(e) is included below. The fee due under 37 CFR § 1,17(p) is submitted herewith.				
STATEMENT UNDER 37 CFR § 1.97(e):				
Each item contained in this IDS was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS.				
No item contained in the IDS was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing this statement				

LAI-2212526v1 2

Patent

Docket No.: 659944-100001

after making reasonable inquiry, no item of information contained in this IDS was known to any individual designated in 37 CFR § 1.56(c) more than three moths prior to the filing of this IDS.

3

Reg. No. 38,948

Customer No.: 34026

JONES DAY

555 S. Flower Street, 50th Floor Los Angeles, California 90071-2300

Telephone: (213) 489-3939 Facsimile: (213) 243-2539

PTO/SB/08A (08-03)

Approved for use through 07/31/2006, OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Complete if Known

10/767,402

Substitute for form 1449/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Filing Date January 29, 2004
First Named Inventor Ming-Jiunn Jou, et al.
Art Unit 2815

Application Number

Examiner Name Wojciechowicz, Edward Joseph
Sheet 1 of 1 Attorney Docket Number 659944-100001

<u>E</u>	U.S. PATENT DOCUMENTS				
aminer	miner Cite Document Number tials* No.1 Number-Kind Code ^{2 (if known)}	Document Number	Publication Date	Name of Patentee or Applicant of	Pages, Columns, Lines, Where
nitiais"		MM-DD-YYYY	Cited Document	Relevant Passages or Relevant figures Appear	
		US-			
	<u> </u>	US-			
	ļ	US-			
		US-			
		US-	<u> </u>		
		US-			
	<u> </u>	US-			
		US-	1		

FOREIGN PATENT DOCUMENTS						
	Cite No.1	Foreign Patent Document	Publication	Name of Patentee or	Pages, Columns, Lines,	
iiiidai3	140.	Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)	Date MM-DD-YYYY	Applicant of Cited Document	Where Relevant Passages Or Relevant figures Appear	T ⁶
	CE	JP-6-186275	02-02-1996	Omron Tateisi Electronics Co.		x
						-

Examiner	Date	
Signature	Considered	
Olginature	Considered	

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to application. ¹Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent. Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORM TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.